

ATLANTA

CINCINNATI

BRUSSELS

COLUMBUS

CLEVELAND

NEW YOR

DAYTON WASHINGTON D.C.

June 21, 2010

Via E-Filing

Ms. Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, S.W.
Washington, DC 20423

Re: Docket No. NOR 42122, NRG Power Marketing LLC v. CSX Transportation, Inc.

Dear Ms. Brown:

Complainant NRG Power Marketing LLC ("NRG") and defendant CSX Transportation, Inc. ("CSXT") have reached an agreement in principle to settle the above-captioned litigation. Consequently, NRG and CSXT jointly request that the Board impose a temporary one-week stay in this case, and refrain from issuing any decision on NRG's pending Petition for Injunction until June 28, 2010. The requested stay will allow the parties time to comprise a formal settlement agreement.

If there are any questions regarding this matter, please do not hesitate to contact either of the undersigned counsel.

Sincerely,

Karyn A. Hooth

Attorney for NRG Power Marketing LLC

Paul Moates

Attorney for CSX Transportation, Inc.